

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

ALLYNE M. GOTTLIEB,

Plaintiff,

Vs.

CAPITAL CREATION CO., INC.,

Defendant.

$$\begin{array}{c}) \\) \\) \\) \\) \\) \\) \\) \end{array}$$

CASE NO.1:05CV1764

JUDGE CHRISTOPHER A. BOYKO

OPINION AND ORDER

CHRISTOPHER A. BOYKO, J:

Upon a review of the docket in the captioned case, the Court finds that the Bankruptcy Appeal was entered on July 12, 2005. On July 18, 2005, the Clerk's office sent notice to Appellant of the requirements of Rule 8007. Pursuant to Rules 8007 and 8009 of the Rules of Bankruptcy Procedure, the Appellant is required to serve and file his brief within fifteen days after the entry of the appeal on the docket. Nothing has been filed by Appellant since July 12, 2005, nor has any extension of time been sought.

Therefore, the captioned appeal from the order of the Bankruptcy Judge is dismissed for failure to prosecute pursuant to Fed. R. Civ. P. 41(b).

IT IS SO ORDERED.

April 21, 2006

Date _____

s/ Christopher A. Boyko

CHRISTOPHER A. BOYKO

United States District Judge